

Message

**From:** Brush, Jason [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=ADE1A32824404ED5A333DCD77F2DFC4A-JBRUSH]  
**Sent:** 1/2/2018 7:51:10 PM  
**To:** PerezSullivan, Margot [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=6659d7f0435b465184ed9736f0fdb7a-MPEREVSU]  
**CC:** Goldmann, Elizabeth [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=2bf5b6f833ea46cca6abe2bb68961167-EGOLDM02]  
**Subject:** Re: from Tony Davis, Arizona Daily Star, re Gov. Ducey March 2017 letter to Scott Pruitt

Hi Margot - couple of thoughts.

# Deliberative Process / Ex. 5

## 2. Deliberative Process / Ex. 5

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3. The Region's technical and regulatory analysis of these issues is unchanged and is reflected in the existing record.

Sent from my iPhone

On Jan 2, 2018, at 10:42 AM, PerezSullivan, Margot <[PerezSullivan.Margot@epa.gov](mailto:PerezSullivan.Margot@epa.gov)> wrote:

Margot Perez-Sullivan  
U.S. Environmental Protection Agency  
D: 415.947.4149  
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**From:** Davis, Tony [<mailto:TDavis@tucson.com>]  
**Sent:** Wednesday, December 27, 2017 12:25 PM  
**To:** PerezSullivan, Margot <[PerezSullivan.Margot@epa.gov](mailto:PerezSullivan.Margot@epa.gov)>  
**Subject:** from Tony Davis, Arizona Daily Star, re Gov. Ducey March 2017 letter to Scott Pruitt

Margot,

I have attached for you a copy of a letter from March 2017 from Arizona Gov. Doug Ducey to EPA Administrator Pruitt regarding Rosemont. I just obtained this letter from the Army Corps through FOIA

and am seeking a response from EPA on a couple of points. If your Region 9 office wishes to refer me to the administrator's office in Washington, D.C. for a response, please provide me a name or names of the relevant contact persons in D.C. for me to forward this letter to.

In his letter, Mr. Ducey said the following:

- The Army Corps of Engineers has told Rosemont Copper that it can't issue a 404 permit for the mine until EPA's concerns about the Arizona Department of Environmental Quality's 2015 401 certification for the mine are resolved. EPA's concerns were laid out in an April 2015 letter from EPA to the Corps.
- The ADEQ had in June 2015 sent a letter to EPA Region IX, refuting EPA's earlier comments in its April letter.
- Since that time, Region IX hasn't responded to ADEQ's letter.
- Accordingly, the governor was asking Mr. Pruitt to direct Region IX to "get this matter resolved in an expeditious fashion. . ."

My questions are:

- 1)Has Mr. Pruitt directed Region IX to get this matter resolved?
- 2)If so, what has EPA done regarding this subject? Has it responded to ADEQ's June 2015 letter yet? And is it standing by its earlier position from its April 2015 letter? Or has it backed off those concerns?
- 3)If EPA has backed off or otherwise changed its position from its earlier concerns, could EPA please respond to me in some detail explaining how and why it has done so?

Thank you very much, Margot. I would not expect a response until next week, since this is a holiday week, but would appreciate one then.

Sincerely,

Tony Davis  
520-806-7746 o

**Personal Matters / Ex. 6**

<Ducey March 2017 letter to EPA's Pruitt.pdf>